

United States Bankruptcy Court for the
District of North Dakota

UNITED STATES
BANKRUPTCY COURT
DISTRICT OF
NORTH DAKOTA

IN RE:

Case No. 11-30517

2016 MAY 16 P 1:54

Steven & Kelly Archambeau

FILED

Debtor(s) /

APPLICATION FOR RELEASE OF UNCLAIMED FUNDS

IT APPEARING THAT a dividend check in the amount of \$958.03 was issued by the trustee to North Star Capital Acquisition, creditor in the above-referenced case.

IT ALSO APPEARING THAT said check was not negotiated by said payee and the trustee, pursuant to 11 U.S.C. Section 347(a), delivered the unclaimed funds to the Clerk, U.S. Bankruptcy Court. The United States Treasury is currently holding these funds.

CREDITOR'S current address, phone number and social security number are:

Resurgent Capital Services LP
Latoya McDowell Data Specialist
55 Beattie Place, Ste-110
Greenville, SC 29601
864-248-8372
Last Four Digits of SSN/Tax ID: 9845

The creditor did not receive the dividend check in the above case for the following reason:

Dividends were not collected by the creditor North Star Capital Acquisition, Claim Numbers 5 and 6 were transferred to LVNV Funding LLC on 04/01/2015 as evidenced by Exhibit A. Resurgent Capital Services LP, as servicer, is authorized to collect on behalf of LVNV Funding, LLC, as evidenced by Exhibit B.

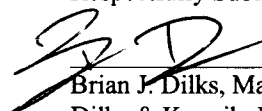
APPLICANT IS A FUNDS LOCATOR and this application includes a Power of Attorney authorizing the undersigned, Dilks & Knopik, LLC, Attorney in Fact, to petition the Court on behalf of the claimant for the release of these funds. The U.S. Attorney for the District of North Dakota has been provided a copy of this application allowing 20 days from the date of service to file an objection to payment of the unclaimed funds.

Dilks & Knopik, LLC, attorney-in-fact for Resurgent Capital Services LP, creditor, hereby petitions the Court for \$958.03, which is the sum of all monies being held in the registry of this court as unclaimed funds, which are due to creditor.

THEREFORE, an application is made for an order directing the Clerk of Court to pay said unclaimed funds to the order of Resurgent Capital Services LP c/o Dilks & Knopik, LLC, applicant (or Attorney in Fact if application by funds locator), and mail said check to the following address: 35308 SE Center St, Snoqualmie, WA 98065-9216.

Respectfully Submitted:

Dated: May 10, 2016



Brian J. Dilks, Managing Member
Dilks & Knopik, LLC

On May 10, 2016 before me, Brian J. Dilks, personally appeared, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person (s) whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or entity upon behalf of which the person acted, executed the instrument. WITNESS my hand and official seal.

SEAL



A handwritten signature of Andrew T. Drake, consisting of a stylized 'A' and 'D' enclosed within an oval.

Andrew T. Drake, Notary Public
My commission expires: September 9, 2019
Notary in and for the State of Washington

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NORTH DAKOTA

RE: Steven & Kelly Archambeau

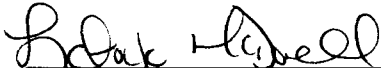
Case: 11-30517

Debtor(s)

**AUTHORITY TO ACT
Limited Power of Attorney
LIMITED TO ONE TRANSACTION**

USED ONLY TO COLLECT FUNDS FROM THE ABOVE REFERENCED CASE

1. **Resurgent Capital Services LP** with a tax identification number of **XX-XXX9845** ("CLIENT"), appoints **Dilks & Knopik, LLC** ("D&K"), as its lawful attorney in fact for the limited purpose of recovering, receiving and obtaining information pertaining to the outstanding tender of funds in the amount of **\$958.03** (the "FUNDS"), including the right to collect on CLIENT's behalf any such funds that are held by a governmental agency or authority.
2. CLIENT grants to D&K the authority to do all things legally permissible and reasonably necessary to recover or obtain the FUNDS held by the governmental agency or authority. This limited authority includes the right to receive all communications from the governmental agency or authority and to deposit checks payable to CLIENT for distribution of the FUNDS to CLIENT, less the fee payable to D&K pursuant to and in accordance with its agreement with CLIENT.
3. D&K may not make any expenditure or incur any costs or fees on behalf of CLIENT without CLIENT's prior written consent.
4. This Authority to Act shall become effective on the below signed date and shall expire upon collection of the aforementioned FUNDS. I authorize the use of a photocopy of this Limited Power of Attorney in lieu of the original.


Latoya McDowell - Data Specialist

5/3/16
Date

RESURGENT
Capital Services

Latoya McDowell
Data Specialist

www.resurgent.com

55 Beattie Place
Suite 400
Greenville, SC 29601

Mailing Address:
55 Beattie Place
Ste. 110, MS - 127
Greenville, SC 29601

Phone: 864-248-8305
Fax: 866-468-2055

lmcowell@resurgent.com

ACKNOWLEDGMENT


STATE OF SOUTH CAROLINA)

COUNTY OF GREENVILLE)

On this 3 day of May, 2016, before me, the undersigned Notary Public in and for the said County and State, personally appeared Latoya McDowell known to me to be the person described in and who executed the foregoing instrument, and who acknowledged to me that she did so freely and voluntarily and for the uses and purposes therein mentioned.

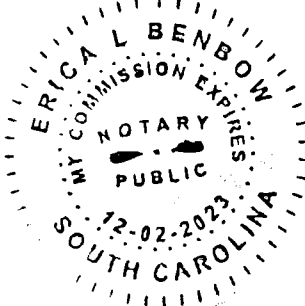
WITNESS my hand and official seal.

NOTARY PUBLIC


Erica L Benbow

Residing at: Greenville, SC

My Commission expires: 12/2/2023



ERICA L BENBOW
Notary Public, South Carolina
My Commission Expires
December 02, 2023

South Carolina

DRIVER'S LICENSE

DL#: 007929395

MICHELLE LATOYA MONIQUE

06-22-1981



DOB: 06-22-1981
Issued: 06-22-2017
Expires: 06-22-2017
Class: A
Sex: F
Height: 5'00"
Weight: 110
Eyes: BRN
Hair: BRN
Skin: BRN
Endorse: None





The undersigned being first duly sworn and states that LaToya McDowell is an employee and is authorized to execute and deliver all documents pertaining to the recovery of unclaimed, lost or abandoned property owing to Resurgent Capital Services LP or the other companies it services. LaToya McDowell is further authorized to execute claim documents on behalf of Resurgent Capital Services LP, or the companies it services, as required for any and all claims(s) submitted for unclaimed, lost or abandoned property.

Lisa Landreth Dated 3/27/2014

Lisa Landreth-Manager of Contract Management

STATE OF South Carolina, County of Greenville

On 3/27/2014, before me, personally appeared Lisa Landreth

Lisa Landreth personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within the instrument and acknowledged to me that he/she /they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or he entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Nancy Gosnell



Notary Public



RESURGENT


Capital

SOUTH CAROLINA
DEPARTMENT OF MOTOR VEHICLES
DRIVER'S LICENSE

ANDRETH LISA R DL#:
REENVILLE SC 296176183 Expires: 05-05-2015

Sex: F Hgt: 5-04 Wgt: 140
DOB: 05-05-2005 23003 R 4

Sam R. [Signature]



UNITED STATES BANKRUPTCY COURT
DISTRICT OF NORTH DAKOTA

RE:

Steven & Kelly Archambeau

Debtor(s)

Case: 11-30517

AFFIDAVIT OF INDEBTEDNESS

ORIGINAL CREDITOR: North Star Capital Acquisition

ORIGINAL CREDITOR ACCOUNT NUMBER: xxxx-xxxx-xxxx-0949

RESURGENT'S REFERENCE NUMBER: 508405413

I, Latoya McDowell, Data Specialist for Resurgent Capital Services LP, under the penalty of perjury under the laws of the United States of America, declare that the following statements and information are true and correct to the best of my knowledge:

1. I am over the age of 18 and competent to provide this affidavit;
2. I am a Data Specialist for Resurgent Capital Services LP, master servicer and attorney-in-fact for LVNV Funding LLC, and am authorized to execute this affidavit on behalf of LVNV Funding LLC.
3. I have access to and have reviewed the business records maintained by LVNV Funding LLC with respect to the above-referenced loan account (the "Account") currently held and owned by LVNV Funding LLC.
4. The Account was originally owned by North Star Capital Acquisition, LLC.
5. North Star Capital Acquisition, LLC transferred, sold, assigned, and conveyed the Account to Sherman Originator III LLC on or about 12/30/2011. Sherman Originator III LLC subsequently transferred, sold, assigned and conveyed the Account to LVNV Funding LLC on or about 12/30/2011.
6. Thereafter, as reflected in the chain of assignment, all rights, title and interest in and to the Account was transferred, assigned, and conveyed to LVNV Funding LLC on or about 12/30/2011.
7. LVNV Funding LLC is the current and rightful owner of the Account and this claim has not been sold or assigned.
8. Resurgent Capital Services LP, as the servicer of the Account, is authorized to submit this claim on behalf of LVNV Funding LLC.

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NORTH DAKOTA

9. The last payment received on the Account was received on 12/23/2014, in the amount of \$49.23.
10. An outstanding balance of \$830.26 still remains on this Account.
11. I am requesting an order releasing the total amount of \$958.03, which is the sum of all monies deposited in this case in the name of North Star Capital Acquisition now currently owing to LVNV Funding LLC.

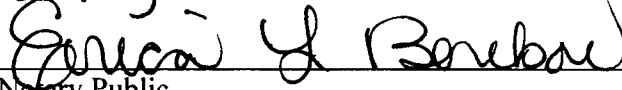
I pray that the Court will accept this affidavit as proof that LVNV Funding LLC is the owner of this Account and authorized to collect the unclaimed funds.

Dated 5/3/16

By: 
Latoya McDowell, Data Specialist

State of South Carolina
County of Greenville

The foregoing instrument was acknowledged before me this 3 day of May, 2016 by Erica L Benbow.


Notary Public

Residing at: Greenville, SC

My Commission Expires: 12/2/2023



B 210A (Form 210A) (12/09)

UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF NORTH DAKOTA

In re STEVE ARCHAMBEAU,

Case No. 11-30517

TRANSFER OF CLAIM OTHER THAN FOR SECURITY

A CLAIM HAS BEEN FILED IN THIS CASE or deemed filed under 11 U.S.C. § 1111(a). Transferee hereby gives evidence and notice pursuant to Rule 3001(e)(2), Fed. R. Bankr. P., of the transfer, other than for security, of the claim referenced in this evidence and notice.

LVNV Funding LLC

Name of Transferee

North Star Capital Acquisition

Name of Transferor

Name and Address where notices to transferee should be sent:

LVNV Funding LLC
c/o Resurgent Capital Services
PO Box 10587
Greenville, SC 29603-0587

Phone: (877) 264-5884

Last Four Digits of Acct #: 5413

Court Claim # (if known): 5

Amount of Claim: \$2,578.93

Date Claim Filed: 05/25/2011

Phone: _____

Last Four Digits of Acct. #: 0949

Name and Address where transferee payments should be sent (if different from above):

Phone: _____

Last Four Digits of Acct #: _____

I declare under penalty of perjury that the information provided in this notice is true and correct to the best of my knowledge and belief.

By: /s/ Latoya McDowell
Transferee/Transferee's Agent

Date: 04/01/2015

Exhibit A

B 210A (Form 210A) (12/09)

UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF NORTH DAKOTA

In re STEVE ARCHAMBEAU,

Case No. 11-30517

TRANSFER OF CLAIM OTHER THAN FOR SECURITY

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LVNV Funding LLC

Name of Transferee

North Star Capital Acquisition

Name of Transferor

Name and Address where notices to transferee should be sent:

LVNV Funding LLC
c/o Resurgent Capital Services
PO Box 10587
Greenville, SC 29603-0587

Phone: (877) 264-5884

Last Four Digits of Acct #: 1426

Court Claim # (if known): 6

Amount of Claim: \$6,607.86

Date Claim Filed: 05/25/2011

Phone: _____

Last Four Digits of Acct. #: 0144

Name and Address where transferee payments should be sent (if different from above):

Phone: _____

Last Four Digits of Acct #: _____

I declare under penalty of perjury that the information provided in this notice is true and correct to the best of my knowledge and belief.

By: /s/ LaToya McDowell
Transferee/Transferee's Agent

Date: 04/01/2015

Limited Power of Attorney

WHEREAS LVNV Funding, LLC ("Grantor") has retained the services of Resurgent Capital Services LP ("Servicer") to service, liquidate and manage accounts receivable on behalf of the Grantor and hereby issues this Power of Attorney in favor of Servicer.

Now, therefore, Grantor does hereby constitute and appoint Servicer and it's officers, designated employees and servants (collectively referred to as "Resurgent") as Grantor's true and lawful Attorney-in-fact and hereby authorizes Resurgent to act in the Grantor's name, place and stead as fully and with the same effect as if Grantor were present and acting on it's own behalf for the following limited purposes:

1. Executing, acknowledging and delivering any Assignment of Mortgage, Note, Title, Judgment, Financing Statement or any other instrument necessary to transfer to and vest in Resurgent or its nominee or to protect the rights, title and interest of Resurgent in and to any account serviced by Resurgent on behalf of Grantor;
2. Conducting foreclosure or repossession actions;
3. Endorsing, as agent of Grantor, any checks or other instruments made payable to Grantor and received as payment with respect to any account;
4. Executing any document or instrument needed to release, satisfy, convey, or assign any lien, security interest or account;
5. Signing claims and notices of transfers of claims regarding any account;
6. Executing any document or instrument needed to market, sell, or transfer ownership of property owned as a result of foreclosure, receipt of quit-claim deed, surrender or other form of repossession of any collateral securing accounts serviced by Resurgent on behalf of Grantor; and
7. Executing any document or instrument and authorizing any action that is proper or necessary in asserting, protecting or realizing the Grantor's ownership rights in any account or prosecuting the Grantor's ownership duties.

Grantor further grants to Resurgent, as its attorney-in-fact, full authority to act in any manner both proper and necessary to effectuate and execute the foregoing powers, and ratifies every act that Resurgent may lawfully perform in exercising those powers by virtue thereof.

IN WITNESS THEREOF, Grantor has executed this Limited Power of Attorney on this 3rd day of June, 2008.

GRANTOR: LVNV Funding, LLC
By: *[Signature]*
Name: North American
Title: President

Resurgent Capital Services LP
By: *[Signature]*
Name: Michael A. Kardon
Title: Senior Vice President

P/ATTY 2 PGS Page: 588-589
2009046485 Book DE 2358
June 10, 2009 11:29:49 AM
Rec: \$15.00 Only Tax: \$0.00 State Tax: \$0.00
FILED IN GREENVILLE COUNTY, SC

Exhibit B

Witnessed by: Alison Kelly
 Name: Alison Kelly

Witnessed by: Casi Grady
 Name: Casi Grady

STATE OF South Carolina
 COUNTY OF Charleston

On this, the 3rd day of June, 2009, the foregoing instrument was acknowledged before me, a notary public, in and for the State of SC by the parties hereto, personally known to me, by me duly sworn, did say that each was a duly authorized signatory for their respective entities.

Donette M. Stovall

Notary Public

My Commission Expires 7/30/2013



FILED FOR RECORD IN GREENVILLE COUNTY, SC ROD
 2009046485 Book: DE 2358 Page: 588-589
 June 10, 2009 11:29:49 AM

Timothy J. Hanney

Exhibit B

PROOF OF SERVICE OF APPLICATION ON U.S. ATTORNEY

Notice is hereby given that on May 10, 2016 a copy of the Application for Release of Unclaimed Funds with Affidavits was served on the U.S. Attorney for the District of North Dakota, 655 First Ave. North , Suite 250, Fargo, ND 58102-4932 via U.S. Mail.

Dated: May 10, 2016

A handwritten signature in black ink, appearing to read 'BD', is written over a horizontal line.

Brian J. Dilks, Managing Member
Dilks & Knopik, LLC
Attorney in Fact for
Resurgent Capital Services LP